

01-15-02

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JC951 U.S. PTO

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

A34927-069225.0110

First Inventor

David A. Boas

Title

System and Method \* see attached

Express Mail Label No.

ET759404185 US

10/045309 01/10/02

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)2.  Applicant claims small entity status.  
See 37 CFR 1.27.3.  Specification [Total Pages 42]  
(preferred arrangement set forth below)

- Descriptive title of the invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description

 Claim(s) [ Total Sheets 21 ]  
 Abstract of the Disclosure [ Total Sheets 1 ]
4.  Drawing(s) (35 U.S.C. 113) [ Total Sheets 14 ]

5. Oath or Declaration [ Total Pages ]

- a.  Newly executed (original or copy)  
b.  Copy from a prior application (37 CFR 1.63 (d))  
 (for continuation/divisional with Box 18 completed)

i.  DELETION OF INVENTOR(S)

Signed statement attached deleting inventor(s)  
 named in the prior application, see 37 CFR  
 1.63(d)(2) and 1.33(b).

6.  Application Data Sheet. See 37 CFR 1.76ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 202317.  CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)a.  Computer Readable Form (CRF)

b. Specification Sequence Listing on:

- i.  CD-ROM or CD-R (2 copies); or  
ii.  paper

c.  Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9.  Assignment Papers (cover sheet & document(s))  
10.  37 CFR 3.73(b) Statement  Power of  
 (when there is an assignee)  Attorney  
11.  English Translation Document (if applicable)  
12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS  
 Statement  
13.  Preliminary Amendment  
14.  Return Receipt Postcard (MPEP 503)  
 (Should be specifically itemized)  
15.  Certified Copy of Priority Document(s)  
 (if foreign priority is claimed)  
16.  Request and Certification under 35 U.S.C. 122  
 (b)(2)(B)(i). Applicant must attach form PTO/SB/35  
 or its equivalent.  
17.  Other: ....

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

 Continuation  Divisional  Continuation-in-part (CIP)

of prior application No.: \_\_\_\_\_

Prior application information: Examiner \_\_\_\_\_

Group Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label	21003 (Insert Customer No. or Attach bar code label here)		or <input type="checkbox"/> Correspondence address below
Name			
Address			
City	State	Zip Code	
Country	Telephone	Fax	

Name (Print/Type)	Gary Abelev	Registration No. (Attorney/Agent)	40,479
Signature			Date 1-10-2002

## Addendum Sheet 1

## \*Question 4 Addendum

4.a. Drawings are  formal  informal

## \* Question 5 Addendum

5.c.  An unsigned oath or declaration is included.

## \* Question 8 Addendum

8.d.  A sequence submission will follow.

## \* Question 9 Addendum

9.a.  Assignment documents will follow.9.b.  Assignment documents have been filed in parent application No.

## \* Question 11 Addendum

11.a.  English translation will follow.

## \* Question 12 Addendum

12.a.  Copies of IDS citations will follow.

## \* Question 15 Addendum

15.a.  Certified copies of priority documents will follow.15.b.  Certified copies of priority documents have been filed in parent application No.

Use the space below for additional information

Inventors: Davis A. Boas, Joe Culver, Simon Arridge and Thomas Gaudette

Title (continued):

System and Method for Enabling Simultaneous Calibration and Imaging of a Medium

## Addendum Sheet 2

18a. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation     Divisional     Continuation-in-part (CIP)    of prior application No.: \_\_\_\_\_

Prior application information: \_\_\_\_\_ Examiner \_\_\_\_\_ Group Art Unit: \_\_\_\_\_

18b. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation     Divisional     Continuation-in-part (CIP)    of prior application No.: \_\_\_\_\_

Prior application information: \_\_\_\_\_ Examiner \_\_\_\_\_ Group Art Unit: \_\_\_\_\_

18c. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation     Divisional     Continuation-in-part (CIP)    of prior application No.: \_\_\_\_\_

Prior application information: \_\_\_\_\_ Examiner \_\_\_\_\_ Group Art Unit: \_\_\_\_\_

Amend the specification by inserting before the first line the sentence(s)

"This application is a  Continuation  Divisional  Continuation-in-part (CIP) of:

"This application is based upon:

    prior application No.: \_\_\_\_\_, incorporated by reference herein,

which is a  Continuation  Divisional  Continuation-in-part (CIP) of:

which is based upon:

    prior application No.: \_\_\_\_\_, incorporated by reference herein,

which is a  Continuation  Divisional  Continuation-in-part (CIP) of:

which is based upon:

    prior application No.: \_\_\_\_\_, incorporated by reference herein,

which is a  Continuation  Divisional  Continuation-in-part (CIP) of:

which is based upon:

    prior application No.: \_\_\_\_\_, incorporated by reference herein,

which is a  Continuation  Divisional  Continuation-in-part (CIP) of:

which is based upon:

    prior application No.: \_\_\_\_\_, incorporated by reference herein,

which is a  Continuation  Divisional  Continuation-in-part (CIP) of:

which is based upon:

    prior application No.: \_\_\_\_\_, incorporated by reference herein

Priority under 35.U.S.C. §119 is claimed based upon the following applications.

## Foreign Applications:

Country: \_\_\_\_\_

Serial No: \_\_\_\_\_

Filing Date: \_\_\_\_\_

Country: \_\_\_\_\_

Serial No: \_\_\_\_\_

Filing Date: \_\_\_\_\_

Country: \_\_\_\_\_

Serial No: \_\_\_\_\_

Filing Date: \_\_\_\_\_

## Provisional Applications:

Serial No: 60/261,492

Filing Date: January 12, 2001

Serial No: \_\_\_\_\_

Filing Date: \_\_\_\_\_

Serial No: \_\_\_\_\_

Filing Date: \_\_\_\_\_

# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 1633.00)

## Complete if Known

Application Number	To be Assigned
Filing Date	January 10, 2002
First Named Inventor	David A. Boas
Examiner Name	To be Assigned
Group Art Unit	To be Assigned
Attorney Docket No.	A34927-069225.0110

## METHOD OF PAYMENT

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	02-4377
Deposit Account Name	Baker Botts LLP

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:

Check  Credit card  Money Order  Other

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
740	370	Utility filing fee	370
330	165	Design filing fee	
510	255	Plant filing fee	
740	370	Reissue filing fee	
160	80	Provisional filing fee	

SUBTOTAL (1) (\$ 370)

## 2. EXTRA CLAIM FEES

		Extra Claims	Fee from below	Fee Paid
Total Claims	137	20 ** = 117	x 9	= 1,053
Independent Claims	8	3 ** = 5	x 42	= 210
Multiple Dependent				

## Large Entity Small Entity

Fee (\$)	Fee (\$)	Fee Description
18	9	Claims in excess of 20
84	42	Independent claims in excess of 3
280	140	Multiple dependent claim, if not paid
84	42	** Reissue independent claims over original patent
18	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 1,263)

\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	For filing a request for <i>ex parte</i> reexamination	
920*	920*	Requesting publication of SIR prior to Examiner action	
1,840*	1,840*	Requesting publication of SIR after Examiner action	
110	55	Extension for reply within first month	
400	200	Extension for reply within second month	
920	460	Extension for reply within third month	
1,440	720	Extension for reply within fourth month	
1,960	980	Extension for reply within fifth month	
320	160	Notice of Appeal	
320	160	Filing a brief in support of an appeal	
280	140	Request for oral hearing	
1,510	1,510	Petition to institute a public use proceeding	
110	55	Petition to revive - unavoidable	
1,280	640	Petition to revive - unintentional	
1,280	640	Utility issue fee (or reissue)	
460	230	Design issue fee	
620	310	Plant issue fee	
130	130	Petitions to the Commissioner	
50	50	Processing fee under 37 CFR 1.17(q)	
180	180	Submission of Information Disclosure Stmt	
40	40	Recording each patent assignment per property (times number of properties)	
740	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
740	370	For each additional invention to be examined (37 CFR § 1.129(b))	
740	370	Request for Continued Examination (RCE)	
900	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0)

## Complete (if applicable)

## SUBMITTED BY

Name (Print/Type)	Gary Abelev	Registration No. (Attorney/Agent)	40,479	Telephone	212.408.2522
Signature				Date	1-10-2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.